

**To:** Campbell, Rich[Campbell.Rich@epa.gov]  
**Cc:** baggiore.trevor@azdeq.gov[baggiore.trevor@azdeq.gov]; Rebecca Sawyer (rsawyer@excelsiormining.com)[rsawyer@excelsiormining.com]  
**From:** Consoli, Carla  
**Sent:** Tue 1/2/2018 5:58:26 PM  
**Subject:** FOIA Follow Up

Good Morning Rich,

Per our call on Friday, Excelsior provides to EPA an extension until January 16<sup>th</sup> for EPA to complete its response to Excelsior's FOIA request originally filed on November 6, 2017. This provides EPA a full 70 days to complete its request. The original due date, assuming a 30 day timeframe, was December 19, 2017.

Based on EPA's preliminary response to Excelsior's FOIA request, we see that Earthworks received information from EPA without having complied with the FOIA process. Given that EPA has allowed some information to be provided to Earthworks without requiring the FOIA process, Excelsior will appreciate EPA extending the same courtesy to the applicant by sending the information Excelsior recently requested, copies of all comments made on Excelsior's draft UIC permit to date without the requirement for a FOIA process.

I will follow up with you on Thursday regarding our conversation of last week. Please let me know a time that works in your calendar to do so.

Best regards,

Carla.

**Carla A. Consoli**  
Partner  
602.262.5347 office

602.734.3896 fax  
[cconsoli@lrrc.com](mailto:cconsoli@lrrc.com)

<http://www.lrrc.com/Carla-Consoli>



Lewis Roca Rothgerber Christie LLP  
201 East Washington Street, Suite 1200  
Phoenix, Arizona 85004-2595  
[lrrc.com](http://lrrc.com)

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